

A RESOLUTION

05- R-1714

BY CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH MASSANA CONSTRUCTION LLC., FOR FC-3005007869, PROCTOR CREEK DIVERSION STRUCTURE ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED ONE MILLION SIX HUNDRED SIXTY SIX THOUSAND DOLLARS (\$1,666,000.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER: 2J28 (2004 WATER & WASTE WATER BOND FUND), 574001 (FAC. OTHER THAN BUILDINGS), Q37I15029999 (PUMP STATION IMPROVEMENTS).

WHEREAS, the City of Atlanta (the "City") did advertise for FC-3005007869, Proctor Creek Diversion Structure on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer recommend the Agreement for FC-3005007869, Proctor Creek Diversion Structure be awarded to MassAna Construction LLC; and

WHEREAS, the Commissioner of the Department of Watershed Management requires the construction of a new sanitary sewer diversion structure, which includes the demolition of the existing diversion structure in an amount not to exceed One Million Six Hundred Sixty Six Thousand Dollars (\$1,666,000.00).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby authorized to enter into Agreement with MassAna Construction LLC, for FC-3005007869, Proctor Creek Diversion Structure, based on an amount not to exceed One Million Six Hundred Sixty Six Thousand Dollars (\$1,666,000.00).

BE IT FURTHER RESOLVED, that the term of the Agreement shall be for a period of one hundred fifty five (155) calendar days for substantial completion and two hundred fifteen (215) calendar days for full completion at the sole discretion of the City.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is hereby directed to prepare an appropriate contractual agreement for execution by the Mayor, to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED, that this Agreement shall not become binding on the City, and the City shall incur no liability upon same until such contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all services for said contracted work shall be charged to and paid from Fund Account and Center Number: 2J28 (2004 WATER & WASTE WATER BOND FUND), 574001 (FAC. OTHER THAN BUILDINGS), Q37I15029999 (PUMP STATION IMPROVEMENTS).

LEGISLATIVE SUMMARY

TO: CITY UTILITIES COMMITTEE

CAPTION:

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH MASSANA CONSTRUCTION LLC., FOR FC-3005007869, PROCTOR CREEK DIVERSION STRUCTURE ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED ONE MILLION SIX HUNDRED SIXTY SIX THOUSAND DOLLARS (\$1,666,000.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER: 2J28 (2004 WATER & WASTE WATER BOND FUND), 574001 (FAC. OTHER THAN BUILDINGS), Q37115029999 (PUMP STATION IMPROVEMENTS).

Council Meeting Date:	September 19, 2005
Legislation Title:	FC-3005007869, Proctor Creek Diversion Structure
Requesting Dept.:	Department of Watershed Management
Contract Type:	Construction
Source Selection:	Pursuant to City of Atlanta Procurement and Real Estate Code Section 2-1188 Competitive Sealed Bidding
No. Invitations Issued:	92
Bids Due:	August 17, 2005
Bids Received:	3
Bidder	MassAna Construction LLC \$1,666,000.00 Paramount Contracting Company \$2,182,000.00 Kemi Construction Company \$2,327,000.00

Background:

The overall scope of work for this project will consist of a new sanitary sewer diversion structure which includes the demolition of the existing diversion structure. The new diversion structure will include two electrically actuated sluice gates for flow control. All flow being received by the existing structure must be rerouted, by the Contractor, during demolition and construction. The new gates will be tied into the COA telemetry system, and operate remotely. A new backup generator will be installed to run the new sluice gates and level instruments.

Justification:

The work performed at this location will be in compliance with local, state, and federal guidelines as required and under directive of the City of Atlanta Watershed Management Department. The new diversion structure will include two electrically actuated sluice gates for flow control. All flow being received by the existing structure must be rerouted, by the Contractor, during demolition and construction. The new gates will be tied into the COA telemetry system, and operate remotely. A new backup generator will be installed to run the new sluice gates and level instruments.

Term of Contract:

Substantial completion within one hundred fifty five (155) calendar days and fully complete the work within two hundred fifteen (215) calendar days.

Fund Account Centers:

ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER: 2J28 (2004 WATER & WASTE WATER BOND FUND), 574001 (FAC. OTHER THAN BUILDINGS), Q37I15029999 (PUMP STATION IMPROVEMENTS).

Prepared By:

Staci M. Wilbon

Contact Number:

(404) 330-6556



CITY OF ATLANTA
DEPT. OF PROCUREMENT
2005 AUG 19 PM 1:19

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE, S.W. SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director
Office of Contract Compliance

DATE: August 19, 2005

RE: Recommendation for FC 3005007869, Proctor Creek Diversion Structure

The Office of Contract Compliance has reviewed the three (3) bids for minority and female business enterprise participation. All three bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances and have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilize AABEs and FBEs as indicated below:

Massana Construction, LLC

Anatek, Inc.	FBE	17%
Civil Works, Inc.	AABE	17%
Participation Total		34%

Paramount Contracting Co.

Civil Works, Inc.	AABE	13%
E. Ray Britton Electrical Services	AABE	7%
Veco, Inc.	FBE	0.1%
Participation Total		20.1%

W.L. Hailey & Co.

Georgia Pipe & Construction Supplies	FBE	13.2%
Carolyn's Hauling, Inc.	FBE	1.4%
Metals & Materials Engineers, LLC	AABE	20.4%
Participation Total		35%

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Staci Wilbon



CITY OF ATLANTA
DEPT. OF PROCUREMENT

2005 AUG 19 PM 4: 32

SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
55 TRINITY AVENUE, SUITE 5400, SOUTH BLDG
ATLANTA, GA 30335-0310
OFFICE (404) 330-6081 FAX: (404) 658-7194

DEPARTMENT OF WATERSHED
MANAGEMENT
ROBERT J. HUNTER
COMMISSIONER

August 19, 2005

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: *sl* Robert J. Hunter, Commissioner
Department of Watershed Management

PROJECT: FC-3005007869 Proctor Creek Diversion Structure
REF: Recommendation/Award

Bids were received on August 17, 2005 from the following contractors for the FC-3005007869, Proctor Creek Diversion Structure:

<u>CONTRACTOR</u>	<u>AMOUNT</u>
MassAna Construction, LLC.	\$1,666,000.00
W. L. Hailey & Company	\$2,327,000.00
Paramount Contracting Company	\$2,182,000.00

After careful review of the bids submitted, our recommendation for award is to MassAna Construction LLC., the lowest and most responsive bidder, in an amount not to exceed, One Million, Six Hundred Sixty Six Thousand Dollars and No Cents (\$1,666,000.00) to be charged to and paid from fund, account and center number: 2J28 574001 Q37115029999.

If you have any questions, or if further assistance is required, please contact John Reinhard @ (404) 350-4981.

Thank you for your assistance in this matter.

RH: SDW: wc

c
Sheila Pierce, DWM
John Reinhard, DWM
Sabrina D. Watts, DWM
Willie Canidate, DWM
Cathy Martin, DOP ✓
Staci Wilbon, DOP